

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
FEBRUARY 23, 2009
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

The Commissioners met in Executive Session in Conference Room 1A at 12:15 p.m. President Holt called the public session to order at 1:45 p.m. and declared a quorum present of Commissioner Christine Altman and Commissioner Steven A. Holt. Commissioner Steven C. Dillinger was absent. President Holt led the Pledge of Allegiance.

Approval of Minutes

Altman moved to approve the minutes of January 21, 2009. Holt seconded. Motion carried unanimously.

Executive Session Memoranda

Altman moved to approve the Executive Session Memoranda of February 23, 2009. Holt seconded. Motion carried unanimously.

Bid Opening

Bituminous and Liquid Asphalt

Mr. Mike Howard opened the annual highway bid for Bituminous Mixtures and Liquid Asphalts. HC Bid Form 06/03, Non-Collusion Affidavit, Bid Bond and Financial Statements were included in each bid unless otherwise specified.

Bids were received from:

Category 2 – Bituminous Mixtures

- E & B Paving
- Milestone Contractors LP
- Rieth-Riley Construction Co.
- Shelly & Sands

Altman moved to accept the bids and refer them to the highway department for review and recommendation at the next meeting. Holt seconded. Motion carried unanimously.

Category 3 – Liquid Asphalts

- Marathon Ashland
- Asphalt Materials, Inc.

Altman moved to accept the bids and refer them to the highway department for review and recommendation at the next meeting. Holt seconded. Motion carried unanimously.

Treasurer's Change in Credit Card Vendor - GovPayEXP

Ms. Kim Good, Hamilton County Treasurer, requested approval to change credit card vendors. The current vendor, Official Payments, does not provide electronically processed files or verification of correct parcels. All payments must be manually posted, currently 450 parcels per day, which has become a huge work load. The new vendor, GovPayEXP, offers electronic files formatted to work with the county's software and will cross reference parcels. Altman asked if Good shopped the fees? Is this the most reasonable fees with the services provided? Good stated yes, the current vendor ranges from six percent to 2 ½ percent. The GovPayEXP fees will range from 3 ½ percent if paid on the web site and five percent if paid by phone. This change will reduce her manpower hours and overtime costs. Altman moved to approve. Holt seconded. Motion carried unanimously.

Highway Business

Acceptance of Bonds/Letters of Credit – Highway Department

Mr. Jim Neal requested acceptance of Bonds and Letters of Credit for the highway department. Altman so moved. Holt seconded. Motion carried unanimously.

- HCHD #B-96-0069 – Travelers Casualty & Surety Company of America Annual Permit Bond #104318009 issued on behalf of Indiana-American Water Company in the sum of \$25,000 for street opening, to expire May 13, 2009.
- HCHD #B-08-0044 – Old Republic Surety Company Rider to License Bond #1202180 issued on behalf of Citizens Energy Group., in the sum of \$25,000 for installation and maintenance of gas lines in right of way for various locations in Hamilton County, Indiana, to expire September 22, 2009.

Release of Bonds/Letters of Credit – Highway Department

Neal requested the release of Bonds and Letters of Credit for the highway department. Altman so moved. Holt seconded. Motion carried unanimously.

- HCHD #L-02-0002 – Fifth Third Bank Letter of Credit #SB13624A issued on behalf of Marina Limited for streets and curbs in Canal Place, Section 4.
- HCHD #L-04-0012 – Fifth Third Bank Letter of Credit #CIS402811 issued on behalf of Marina Limited for streets and curbs in Canal Place, Section 2.
- HCHD #L-04-0013 – Fifth Third Bank Letter of Credit #CIS402810 issued on behalf of Marina Limited for streets and curbs in Canal Place, Section 3.

Agreements/Supplements [1:28:58]

Bridge #23 Supplement No. 1

Neal requested approval of Engineering Supplemental Agreement No. 1, HCHD #E-07-0003, with DLZ Indiana, LLC for Bridge No. 23 carrying Joliet Road over Woodruff Branch. Supplement adds \$4,200 to the original agreement with a new not to exceed amount of \$103,380. Altman moved to approve. Holt seconded. Motion carried unanimously.

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106th & Shelborne Road

Neal requested approval of Supplemental Agreement No. 1, HCHD #E-08-0005, with Corradino, LLC for intersection and road improvements at 106th Street and Shelborne Road. The additional amount added to the contract is \$87,775 for a new not to exceed amount of \$364,825. Altman so moved. Holt seconded. Motion carried unanimously.

Encroachment Agreement

Neal requested approval of an Encroachment Agreement with Harley Mitchell and Stacy A. Haynes, for property located on the north side of 291st Street in White River Township. The agreement is needed due to replacement of small structures. The property owners have requested permission to replace their fence in the right of way where it was located prior to the construction work. There is no conflict in allowing this but the encroachment agreement stipulates that they add the county as an additional insured on their insurance and advises them that the fence can be removed without compensation. Altman so moved. Holt seconded. Motion carried unanimously.

Bridge #174 Federal Aid Application

Neal informed the Commissioners that they have submitted a Federal Aid Application for Bridge #174, Atlantic Avenue over Mud Creek between 146th Street and 156th Street. This application was turned down once before. This project is estimated to cost \$1.5 million.

Condemnation Request

Neal requested approval of to proceed with condemnation of Parcel 12 owned by James B. and Deborah J. Robinson and Parcel 26 owned by James B and Deborah J. Robinson (Deed Gap interest) for the 96th Street and Commerce Drive project located in Clay Township. Altman moved to proceed with condemnation. Holt seconded. Motion carried unanimously.

Allisonville Meadows Senior Living Community

Altman requested a highway staff member attend the March 10, 2009 Fishers Plan Commission public hearing for the Allisonville Meadows Senior Living Community.

131st and US 31 Sewer Application

Altman stated IDEM sent notice of a sewer application for sewer work at 131st Street and US 31. Altman asked Davis to pass the information on to R.W. Armstrong to make sure IDEM has coordinated with the reconstruction plans on US 31.

Highway Meeting

Mr. Brad Davis cancelled the February 27, 2009 highway meeting due to scheduling conflicts.

2009 and 2010 Federal Appropriations Bill

Davis stated Jan Powell has contacted him regarding the 2009 and 2010 Federal Appropriations Bill; it looks like Congress will not be doing a 2009 Appropriations Bill and they will continue with another Resolution. Ms. Powell has asked how to proceed in terms of the 2010 Appropriations Bill. Davis recommended keeping the three submittals that are in the 2009 Bill and re-submit for the 2010 Bill: 1) 146th Street West; 2) Riverwalk; 3) Monon Trail for Sheridan. Davis stated yes. Altman so moved. Holt seconded. Motion carried unanimously.

Altman asked what is the status of the Stimulus questionnaire from IDOT (Indiana Department of Transportation)? Davis stated he has not received any information from INDOT. He has received a survey from Ball State. Altman asked if that is the INDOT for the stimulus? Davis stated he has spoken with INDOT and asked how this survey relates to project selection and they have not responded. Altman asked Davis to check with Patti Smith. Davis stated the Ball State survey is part of an economic development slant on the stimulus projects; they are asking to list the stimulus projects and fill out a questionnaire for each project. Davis does not know how this relates to INDOT and the MPO in regards to project selection. Altman stated someone needs to complete the survey, so we don't miss any opportunity. Altman recommended Davis include the Hoosier Heritage Port Authority and CIRTA.

Holt stated there was discussion that non-road projects such as safety type items might rise to a higher level and he wondered about the causeway on 206th Street in Cicero. Holt asked if we could add that to our list and copy it to Cicero and show them how to apply? Davis stated that is probably an enhancement project rather than a safety project. Holt stated someone has told them that guardrails and intersections might be treated differently. Davis stated they might look at safety projects differently. Altman stated this project is separating vehicular traffic from pedestrian traffic, which is safety. Davis will look into it. Altman moved to authorize President Holt to execute any emergency documentation on behalf of the Board during Altman and Dillinger's absence. Holt seconded. Motion carried unanimously.

Rehabilitation of Bridge

Davis stated they would like to include the rehabilitation of a bridge, Cumberland Road over White River, to submit as part of the stimulus package. They will need a consultant to help get the plans together and recommended Stephen Christian or Beam, Longest & Neff. Altman moved to choose Stephen Christian. Holt seconded. Motion carried unanimously.

Altman asked if we have any ability to include a pre-cast bridge? Neal stated they would have to find an existing bridge that we have the right of way acquired. Neal stated they will look at the project list. Davis stated the federal projects have to be on-system roads and a lot of the county roads are not on-system.

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Dilapidated Structure – 3302 E. SR 32

Ms. Linda Burdett, Hamilton County Plan Commission, stated they received a complaint regarding a dilapidated structure located at 3302 State Road 32 East in Noblesville. The structure is abandoned. The property owner lives in Maine, was notified and her family has requested one year to demolish and clean up the property. [1:57:26] Mr. Curt Curts, Thelma Curts' son, stated his mother owns the property at 3302 E. SR 32. It is the old Slater Center house which needs to be demolished. Curts will put plywood over the window and door openings and then he would like to have one year so he and his son can demolish the home during their free time. Holt asked if they really need one year? Curts stated probably not, they will start as soon as the weather improves. They will need to separate the material as some of it may contain asbestos. Holt asked if six months would be sufficient? Curts stated probably, he is hoping to have it completed in August or September. Altman moved that provided Mr. Curts secures the property promptly that he has until the end of August, 2009 to demolish the house and fill in the hole. Holt seconded. Motion carried unanimously.

Buildings and Grounds Contracts [1:48:48]

HVAC and Elevator Service Contracts

Mr. Steve Wood recommended approval of service contracts for:

- Elevator to Mid-America Elevator Company
- HVAC to PMC (Performance Mechanical Contracting) for five years. The five year agreement will save money and lock in the labor rates. Altman asked if there is a termination clause? Wood stated yes.

Altman moved to approve. Holt seconded. Motion carried unanimously.

Bid Award – Jail Commercial Furniture

Mr. John Barbee, Envoy, Inc., reported bids for the commercial furniture for the Hamilton County Corrections Complex were received February 12, 2009. Bids were received from:

Bid Package 01 – High Density Storage

- FCS Group, Inc.
- Indiana Record Managers, Inc.
- Commercial Office Environments

Barbie reported the alternate bid from Indiana Records Managers was withdrawn due to being non-responsive. They submitted a change in their alternate bid for the mobile file storage after the bid opening, due to an error the bidder found.

Bid Package 02 – Commercial Furnishings

- Kimball Office
- Commercial Office Environments

Barbie stated they requested unit prices on multiple chairs; with him and Dan Stevens going to the vendor to select the chairs. The \$272,000 is an allowance for the chairs.

Barbie recommended awarding the bid to Commercial Office Environments for Bid Packages 01 and 02 with a chair dollar amount to be determined once the selections are made. Altman asked where did the bids fall in regards to the estimates? Barbee stated the high end was \$827,000 and total bid was \$837,000. Altman moved to approve the recommendations from Envoy on contractor selection. Holt seconded. Motion carried unanimously.

CDBG Section 106 Review Letter

Mr. Mark McConaghy, Noblesville Housing Authority, requested approval of a Section 106 Environmental Review Letter to the Indiana Department of Natural Resources for the Sheridan County Storm Sewer improvements as a CDBG (Community Development Block Grant) project. Altman moved to approve. Holt seconded. Motion carried unanimously.

Altman informed McConaghy that he will be contacted by Christi Kallio from the Hamilton County Surveyor's office. They are trying to make application for stimulus monies for OCRA. Altman stated they are concerned that Hamilton County has a coordinated request and no monies are left on the table. Holt stated the project is a legal drain that runs through the Town of Atlanta and this section would be for the county's jurisdiction outside of the town limits.

ASC Contract Renewal [2:04:06]

Mr. Dan Papineau requested approval of the contract renewal for ASC (Alternative Services Concepts) for 2009. Holt motioned to table until the Insurance Committee reviews the contract. Altman seconded. Motion carried unanimously.

ISSD

Purchase Order

Ms. BJ Casali requested approval of a purchase order for an upgrade to Kronos. Not all time clocks will be replaced; we will allow employees to clock in using their desk PC. Time clocks will still be needed for employees that do not have PC's. The cost savings will be \$14,000 to \$15,000 per year. Altman stated this will also help with building security. Altman moved to approve. Holt seconded. Motion carried unanimously.

Training Schedule

Casali presented the ISSD staff training schedule for 2009.

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EMA Request for Blackberry

Mr. David Bice, EMA Director, requested an upgrade for his cell phone to a Blackberry. He is not at the office very much and would like access to his E-mail while away from the office. The Commissioners recommended Bice discussion his options with Ms. Casali and she will bring a recommendation to the next meeting. Altman would like to look at the costs of connectivity for employees.

Holt called a break in the meeting. [2:11:10]

Holt called the meeting back to order. [2:21:19]

Coroner Request for Vehicle

Mr. Thurl Cecil requested permission to purchase a cargo van that has been approved in the Commissioners 2009 budget. Cecil received estimates from Pearson Ford and Hare Chevrolet. Cecil stated currently he has two vehicles assigned to his department; a Chevy Suburban and a Ford Van. The van has 124,000 miles and was a vehicle he had while working at the Sheriff's Department and he uses it as a back-up vehicle. He has had occurrences where he has had more than one case going at the same time or more than one body to transport at the same time. Altman confirmed the new vehicle would be a replacement for the van, with the van being a trade-in? Cecil stated yes. Altman moved to approve the quote from Pearson Ford. Holt seconded. Motion carried unanimously.

Insurance Coverage

Ms. Kim Rauch reported the insurance coverage for bridges was tabled with a motion to revisit in 45 days and the 45 days has expired. Davis stated he believes the last conversation ended with the recommendation to not insure the bridge as it is not worth the cost due to the limited amount of coverage received. If we had a catastrophic event in the county it will fall under FEMA. Holt stated Mr. Swift has recommended keeping this discussion tabled until Commissioner Dillinger or Doug Walker are present. Holt moved to table. Motion carried unanimously.

Altman moved to table the insurance coverage for earthquake and flood. Holt seconded. Motion carried unanimously.

Wage Determination Committee Appointments

Hamilton Southeastern Schools

Altman moved to appoint Art Levine to the Hamilton Southeastern Schools Wage Determination Committee. Holt seconded. Motion carried unanimously.

Westfield Washington Schools

Altman moved to appoint Todd Hoard to the Westfield Washington Schools Wage Determination Committee. Holt seconded. Motion carried unanimously.

Commissioner Committee Reports

Legislature

Altman stated she has been testifying at the State Legislature on the consolidation of county commissioners.

Auditor [2:28:12]

Capital Asset Notification Form

Ms. Robin Mills requested acceptance of a Capital Asset Notification Forms from the Surveyor. Altman moved to approve. Holt seconded. Motion carried unanimously.

County Clerk Monthly Report

Mills requested acceptance of the Clerk of the Circuit Court Monthly Report dated January 2009. Altman moved to approve. Holt seconded. Motion carried unanimously.

Treasurer's Monthly Report

Mills requested acceptance of the County Treasurer's Monthly Report dated January 31, 2009. Altman moved to approve. Holt seconded. Motion carried unanimously.

Release of Bonds/Letter of Credit – Drainage Board

Mill requested release of Bonds and Letters of Credit for the drainage board. Altman moved to approve. Holt seconded. Motion carried unanimously.

- HCDB-2008-00011 – Bond Safeguard Insurance Company Subdivision Bond No. 5033232 – Legacy Residential Section 1, Phase 1 reconstruction of Elizabeth Warner Drain - \$182,400.

Payroll Claims

Mills requested approval of Payroll Claims for the period of January 26, to February 8, 2009 paid February 20, 2009. Altman moved to approve. Holt seconded. Motion carried unanimously.

Vendor Claims

Mills requested approval of Vendor Claims to be paid February 24, 2009. Altman so moved. Holt seconded. Motion carried unanimously.

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Attorney

Retainage Escrow Agreement

Howard requested approval of a Retainage Escrow Agreement with JLCF of Indianapolis, LLC for the County Corrections Complex Phase III with Community Bank. Altman moved to approve. Holt seconded. Motion carried unanimously.

Annex Building

Howard reported that for the Annex Building build out, with an estimated cost of \$1.2 million, has 100 sets of plans on the street.

Relay for Life Fundraising

Holt stated the Commissioners received a letter from Caitlin Wissel requesting the Commissioners support on fundraising activities for a Relay for Life Team for the American Cancer Society. Altman moved to sanction and congratulate the All County Team for the American Cancer Society. Holt seconded. Motion carried unanimously.

Sheriff

Resolution No. 2-23-09-1, Consolidation of 911 Dispatch Services

Sheriff Carter requested approval of Resolution No. 2-23-09-1, A Resolution of the Board of Commissioners of Hamilton County Approving an Interlocal Agreement with the City of Noblesville Concerning Consolidation of 911 Dispatch Services. Carter reported the Noblesville employees will continue to be governed by the City of Noblesville but will report to work on Cumberland Road. Altman moved to table. Holt seconded. Motion carried unanimously.

Altman reported the 911 Committee met with AT&T, which is the service provider for the equipment and lines for all of the county's 911 call centers. We first understood that we had to upgrade the AT&T contract, which we have been doing every five years and it is a 10-year contract. This means we go to the next stage due to growth or technology and we keep rolling huge balances of equipment forward. We thought we would have to do the same thing when we consolidated the two centers of Noblesville and Hamilton County. We are not benefitting from the massive upgrade to the cost of \$3 to \$5 million. The Committee recommended a contract to move the lines, put in the additional consoles and pull back that expenditure until we are settled in. At some time we will have to upgrade to the next level of service, which might be three or four years. This will allow us to pay down on our current costs.

Altman moved to adjourn. Holt seconded. Motion carried unanimously.

Commissioners Correspondence

Cicero Creek Joint Drainage Board Notice of Maintenance Increase

IDEM Notice of Sewer Permit Application:

Deer Path, Section Thirteen A – Noblesville

Certificate of Liability Insurance

Fredericks, Inc.

Present

Christine Altman, Commissioner
Steven A. Holt, Commissioner
Robin M. Mills, Chief Deputy Auditor
Kim Rauch, Administrative Assistant to Auditor
Michael Howard, Attorney
Doug Carter, Sheriff
Brad Davis, Highway Director
Jim Neal, County Highway Engineer
Joel Thurman, Highway Project Engineer
Brandy Wariner, Highway Public Service Representative
Dave Lucas, Highway Staff Engineer
Tim Knapp, Highway Right-of-Way Manager
Matt Knight, Highway Bridge Program Engineer
Faraz Khan, Highway Staff Engineer
Kathy Howard, Highway Department Administrative Manager
Bob Davis, Highway Superintendent
Mark Jones, E&B Paving
Kim Good, Treasurer
David Conrad, GovPayEXP
David Bice, Emergency Management
Adam Redman, Asphalt Materials
Linda Burdett, Plan Commission
Curt Curts, Dilapidated Structure
Steve Wood, Buildings and Grounds Superintendent
John Barbee, Envoy, Inc.
Dan Stevens, Sheriff's Department
Mark McConaghy, Noblesville Housing Authority
Dan Papineau, Safety & Risk Manager

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Dawn Coverdale, Auditor